

# Moran Fired From Police Department

By ADAM SWIFT

The Duxbury police officer accused of assaulting and attempting to kill his girlfriend last fall has been fired by Town Manager Richard MacDonald.



Moran

Sean Moran is facing 10 charges in connection with two incidents where he allegedly beat his girlfriend, a Milton police officer. The most serious of those charges, armed assault with intent to murder, carries a 20-year prison sentence.

Moran was released from the Dedham House of Corrections last week on \$10,000 cash bail.

In his written decision, MacDonald states that Moran committed acts that are arrestable offenses and in committing those acts, Moran made a mockery of his badge and the responsibilities it signifies.

"Officer Moran's conduct has had the undeniable effect of undercutting the reputation and morale of the department and jeopardizing the ability of fellow police officers to perform their required duties effectively," MacDonald

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stated, adding that the public can't place confidence in police officers who violate the standards which they are required to apply to others.

Moran was suspended without pay following his arrest last fall.

As the basis for the firing, MacDonald referred to a report on Moran's disciplinary hearing prepared by Charles Sabatt, the attorney representing the town.

In his conclusion, Sabatt concluded that the charges against Moran constitute criminal conduct and thereby violate the Duxbury Police Department's rules and regulations.

In his conclusion, Sabatt agreed with Police Chief Mark DeLuca's four specific charges against Moran, that DeLuca claimed violated the rules and regulations.

Two of those charges were directly connected to the criminal charges against Moran, claiming that in November, Moran allegedly slammed his girlfriend's head into a chain link fence following a surprise birthday party she threw for him. In October, Moran allegedly wrestled his girlfriend to the ground at their Quincy home and pulled her service revolver on her.

The third charge at the disciplinary hearing stated that Moran assaulted his girlfriend on numerous occasions in 2006 and 2007 in addition to the assaults he was charged with, and that Moran commit-

ted neglect of duty for failing to report for duty during the time after his arrest when he was in prison.

In his decision, MacDonald said the first two charges against Moran were enough to warrant his firing. MacDonald said he was not adopting the conclusions associated with the third and fourth charges because they weren't necessary to support his determination that Moran violated the standards expected of a police officer.

During the disciplinary hearing, the majority of the evidence considered was pulled from the original arrest report and the testimony given at Moran's dangerousness hearing last November.

During the hearing, which was held at the Dedham House of Corrections on January 24 and continued on April 1, DeLuca called one witness, Lt. Lewis Chubb and Moran's defense didn't call any witnesses. Moran did not testify.

During the hearing, an issue arose about the admissibility of an affidavit filed by Moran's girlfriend in November, according to Sabatt. Moran reportedly objected to the introduction of the affidavit and his legal counsel filed a memorandum claiming the affidavit was hearsay. The affidavit was admitted into evidence.

Moran has the right to appeal MacDonald's decision.

He is due in court again for a pretrial hearing on June 17.

During Moran's dangerousness hearing last fall, he was ordered held for 90 days without bail in the Dedham House of Corrections. That 90-day dangerousness ruling was reaffirmed during Moran's indictment.

When that dangerousness ruling was set to expire, the Norfolk County District Attorney attempted to have Moran held on \$100,000 bail, according to David Traub in the Norfolk County D.A.'s office. Judge Janet Saunders ordered Moran held on the \$10,000 bail and fitted with a GPS device and he must stay at his parent's house in Duxbury, according to Traub. Those conditions were originally proposed by Moran's first attorney, John Gugliemli, during the original dangerousness hearing.

In addition to the armed assault with intent to murder charge, Moran also faces charges of intimidation of a witness, assault and battery with a dangerous weapon, two counts of assault with a dangerous weapon, malicious destruction of property over \$250, three counts of assault and battery and threatening to commit a crime.

Moran's new attorney, Daniel O'Malley, had initially requested a court date this week to make a motion to suppress evidence, but O'Malley never filed that motion.

Moran's attorney did not immediately return a call asking for comment.